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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

- (1) UNITHERM FOOD SYSTEMS, INC.,
an Illinois corporation; AND
(2) JENNIE-O FOODS, INC.,
a Minnesota corporation,

Plaintiffs,

-vs-

Case File No. CIV-01-347-C

- (1) SWIFT-ECKRICH, INC, d/b/a
CONAGRA REFRIGERATED FOODS,
a Delaware corporation,

Defendant.

VOLUME I

RULE 30(b)(6) DEPOSITION OF

JENNIE-O FOODS, INC.

TESTIMONY OF ROBERT J. WOOD

SEPTEMBER 11, 2001

1:30 P.M.

ORIGINAL



Mary Pierson, RPR

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EXHIBIT O

PTO-003320

- 1 that had a piece of equipment that they were trying to
2 sell, I'm sure there was a brochure that was sent to me.
3 However, I get numerous publications from equipment
4 manufacturers and suppliers on a daily basis. I don't
5 know.
- 6 Q. At this time, was it your understanding that Unitherm was
7 offering to sell Jennie-O an oven or a process or both?
- 8 A. It was my understanding that Unitherm had a process that
9 was able to prepare the surface, apply liquid smoke and
10 set liquid smoke, and we had tried for several months to
11 come up with a process. And subsequently, after seeing
12 the product and Mr. Dierenfeld going to Ponca City to
13 look at the equipment, he came back to me, and I asked
14 him what it was all about. And his explanation to me
15 was, you know, what Unitherm had and they had -- they had
16 all the pieces that we couldn't figure out. They had it
17 already designed and available for commercial sales.
- 18 Q. Prior to this time, to your knowledge had Jennie-O dealt
19 with Unitherm?
- 20 A. To my knowledge, no.
- 21 Q. Had you ever dealt with Unitherm?
- 22 A. No.
- 23 Q. You said that Mr. Dierenfeld went to Ponca City to see
24 the process.
- 25 A. After Unitherm had -- we had sent samples to Unitherm.